IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY THE FIFTEENTH DAY OF NOVEMBER, TWO THOUSAND AND SIX

:PRESENT:

THE HON'BLE SRI G.S. SINGHVI, THE CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.7317 of 2006

Between:

Zulfequar Alam S/o. Akbar Alam, R/o. 5-6-94, New Aghapura, Hyderabad-500 001.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Secretary, Home Department, Secretariat Building, Hyderabad.
2. The Inspector of Police, P.S. Traffic, Nampally, Hyderabad.
3. The Commissioner of Police, Hyderabad.
4. The Addl. Commissioner of Police, Traffic, Hyderabad.
5. The Deputy Commissioner of Police, Traffic, TR-II, Hyderabad.
6. The Asst. Commissioner of Police, Traffic Zone (Central) Divn. IV West, Hyderabad
7. The Commissioner, Municipal Corporation of Hyderabad, Tankbund, Hyderabad.

Respondents

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Mandamus declaring the action of the Respondents authorities in not initiating appropriate proceedings against the Transporters as per the representation dt. 7-11-2005 as being illegal, arbitrary, amounting to dereliction of duty and pass such other order or orders as this Hon'ble Court deem fit and proper in the circumstances of the case.

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support thereof and the orders of the High Court dated 13-04-2006, 19-6-2006, 17-7-2006, 07-08-2006 & 11-09-2006, made herein and upon hearing the arguments of Shri Mirza Shah Nawaz Baig for Mrs. Nargis Afshan, and the Special Govt. Pleader on behalf of the Respondents, the Court made the following

ORDER:

"Shri Mirza Shah Nawaz Baig for Mrs. Nargis Afshan.

Shri A. Satya Prasad, Special Government Pleader for respondents.

Shri A. Satya Prasad placed before us letter dated 14-11-2006 sent to him by Principal Secretary to Government, Home (Legal – I) Department, and made an oral statement that the department has decided to hire eight cranes for removing and towing the vehicles which are parked in non – parking zones and areas.

In view of the statement made by Shri Satya Prasad, we deem it proper to adjourn the case to December 20, 2006.

In the meanwhile, the respondents are directed to ensure that no commercial or heavy vehicle is allowed to be parked in any part of the twin cities of Hyderabad and Secuderabad except the sites or spots earmarked for parking of such vehicles. If such vehicles are parked in non – parking zones or areas, they must necessarily be towed and heavy penalty must be imposed

on the driver or owner of the vehicle who park such vehicle in the prohibited zones.

As regards other vehicles, we direct the respondents to launch the drive in circle – wise zones for ensuring that four wheelers like motor cars etcetera are not parked in the non – parking areas in the twin cities of Hyderabad and Secunderabad."

ASSISTANT REGISTRAR
// TRUE COPY //

for ASSISTANT REGISTRAR

(Contd. 2.)

To

1. The Secretary, State of Andhra Pradesh, Home Department, Secretariat Building, Hyderabad.
2. The Inspector of Police, P.S. Traffic, Nampally, Hyderabad.
3. The Commissioner of Police, Hyderabad.
4. The Addl. Commissioner of Police, Traffic, Hyderabad.
5. The Deputy Commissioner of Police, Traffic, TR-II, Hyderabad.
6. The Asst. Commissioner of Police, Traffic Zone (Central) Divn. IV West, Hyderabad
7. The Commissioner, Municipal Corporation of Hyderabad, Tankbund, Hyderabad.
8. The Addl. Commissioner of Police, Traffic, Secunderabad
9. **The Principal Secretary, Home (Legal – I) Department, Govt. of A.P., Secretariat, Hyderabad.**

(Addresses 1 to 9 BY SPECIAL MESSENGER)

10. Two CCs to Govt. Pleader for Home, High Court of A.P., Hyderabad **(BY SPL.MESSENGER)**
11. Two CCs to the Special Govt. Pleader, High Court of A.:P., Hyderabad. (BY SPEICAL MESSENGER)
12. One CC to **"Shri Mirza Shah Nawaz Baig for Mrs. Nargis Afshan.** Advocate, High Court of A.P., Hyderabad(OPUC)
13. One CC to Sri Nazir Ahmed Khan, Advocate (OPUC)
14. One CC to Sri Ghanta Rama Rao, SC for MCH, High Court of A.P., Hyderabad **(BY SPL.MESSENGER)**
15. Two Spare Copies

BV

HIGH COURT

HCJ & CVNRJ

DT. 11-9-2006

NOTE: POST ON 16-10-2006

ORDER

W.P.NO.7317 OF 2006

DIRECTION

Drafted by: KK
Drafted on: 16-9-2006

HIGH COURT

HCJ & CVNRJ

DT. 11-9-2006

NOTE: POST ON 16-10-2006

ORDER

W.P.NO.7317 OF 2006

DIRECTION